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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of:
Malcolm David Mac Farlane

Serial No.: 10/653,524

Filed: September 2, 2003

For: System and Method for
Audio Control

§ Atty. Docket No.: AETPAT007US
§
§
§ Group No.: 2181
§
§ Examiner: Patel, Niketa I.
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§

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Honorable Commissioner:

Transmitted herewith is:

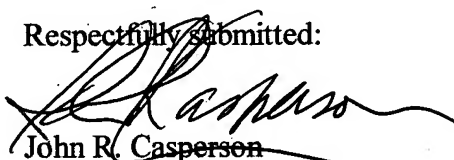
- (a) A Response to the Restriction Requirement dated December 12, 2006 (3 pages).
- (b) No fees are seen due.

Please mail correspondence to:

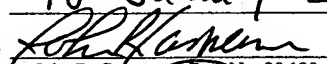
John R. Casperson
PO Box 2174
Friendswood, Texas 77549

Tel. No. 281-482-2961

Respectfully submitted:


John R. Casperson
Reg. No. 28,198

I hereby certify that this correspondence and all documents referred to herein is being deposited with the United States Postal Service as first class mail in an envelope addressed to the above addressee on

10 January 2007
 1-10-07
by John R. Casperson, Reg. No. 28,198 (date)



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RESPONSE

Sir:

In response to the Office Action dated December 12, 2006, kindly consider the following:

REMARKS/ARGUMENTS

Correspondence Address and Power of Attorney

It is noted that the Office Action dated December 12, 2006 was mailed to a previous correspondence address. A power of attorney with the correspondence address of the undersigned was filed October 22, 2004. It is requested that future correspondence be addressed to the undersigned.

Status of claims

Claims 1-43 are pending. Election of species has been required between:

Species I--Figure 1;

Species II--Figure 2C;

Species III--Figure 2D;

Species IV--Figure 3;

Species V--Figure 4;

Species VI--Figure 5A;

Species VII--Figure 5B;

Species VIII--Figure 6A;

Species IX--Figure 6B;

Species X--Figure 7A; and

Species XI--Figure 7B.

The requirement to elect species is traversed. The species shown in Figure 1 is provisionally elected. All claims are readable thereon.

The requirement to elect species is in error because species are the specifically different embodiments (MPEP 806.04(e)) and not all the Figures asserted to be species are directed toward specifically different embodiments. For example, Figures 1, 2C, 2D, 3, 4, 6A and B, and 7A and B are directed to different parts of the same thing. Only Figures 5A and 5B are directed toward alternatives. In other words, the Figures of the application do not all disclose species, and the requirement to elect one from a multitude of them on the basis that they each constitute a separate species is in error.

It is pointed out that the independent claims (claims 1, 15, and 43) recite a "voice

communication device" (claim 1), "coupling a voice communication device" (claim 15), and "means for coupling a voice communication device" (claim 43). An example of a voice communication device is illustrated as headset 700 shown in Figures 1 and 7B.

Conclusion

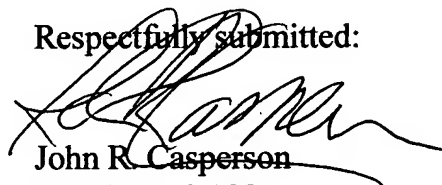
In view of the foregoing, reconsideration and withdrawal of the requirement to elect species and favorable consideration of all claims is requested.

Please mail correspondence to:

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PO Box 2174
Friendswood, Texas 77549

Tel. No. 281-482-2961

Respectfully submitted:



John R. Casperson
Reg. No. 28,198